

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : Concurrent  
First Named Inventor : James E. Grimm  
Filed : Concurrent  
Title : NAVIGATED ORTHOPAEDIC GUIDE AND METHOD  
TC/A.U. : N/A  
Examiner : N/A

Atty. Docket No. : 0104-0060 (ZM0618)  
Customer No. : 34,086

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), applicant brings to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed within three months of the filing date of the above-referenced application.

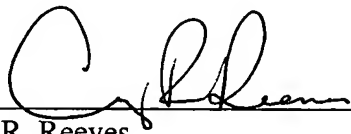
Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicant(s) determine(s) that the cited document(s) do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Respectfully submitted,

Dated: March 6, 2004

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Substitute for FORM PTO-1449	Attorney Docket Number 0104-0060 (ZM0618)	Customer No. 34086	
<b>INFORMATION DISCLOSURE CITATION IN AN APPLICATION</b>	First Named Inventor James E. Grimm	Application Number Concurrent	
(Use several sheets if necessary) Sheet <u>1</u> of <u>2</u>	Filing Date Concurrent	Group Art Unit N/A	Examiner N/A

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6,490,475	12/3/2002	Seeley	600	426	4/28/2000
	6,490,467	12/3/2002	Bucholz	600	407	6/21/2000
	6,477,400	11/5/2002	Barrick	600	426	8/16/1999
	6,450,978	09/17/2002	Brosseau	600	595	5/28/1999
	6,430,434	8/6/2002	Mittelstadt	600	426	12/9/1999
	6,402,762	6/11/2002	Hunter	606	130	3/13/2001
	6,396,939	5/28/2002	Hu et al.	382	128	5/27/1999
	6,338,716	6/15/2002	Hossack	600	459	11/24/1999
	6,285,902	9/4/2001	Kienzle, III et al	600	427	2/10/1999
	6,167,145	12/26/2000	Foley et al.	382	128	3/29/1996
	6,033,415	3/7/2000	Mittelstadt et al.	606	130	9/14/1998
	6,002,859	12/14/1999	DiGioia, III et al.	703	11	11/12/1998
	5,995,738	11/30/1999	DiGioia, III et al.	703	11	11/12/1998
	5,921,992	7/13/1999	Costales	606	130	4/11/1997
	5,904,691	5/18/1999	Barnett et al.	606	130	9/26/1997
	5,871,018	2/16/1999	Delp et al.	128	898	6/6/1997
	5,834,759	11/10/1998	Glossop	250	203.1	5/22/1997
	5,743,915	4/28/98	Bertin et al.	606	88	3/25/1997
	5,682,886	11/4/1997	Delp et al.	600	407	12/26/1995
	5,593,411	1/14/97	Stalcup et al.	606	88	3/13/1995
	5,562,674	10/8/1996	Stalcup et al.	606	88	2/27/1995
	5,551,429	9/3/1996	Fitzpatrick et al.	600	426	6/2/1995
	5,486,180	1/23/1996	Dietz et al.	606	87	6/10/1994
	5,484,446	1/16/1996	Burke et al.	606	87	6/27/1994
	5,474,559	12/12/1995	Bertin et al.	606	89	12/17/1993
	5,305,203	4/19/1994	Raab	606	1	10/2/1990
	5,251,127	10/5/1993	Raab	606	130	7/31/1990

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

Substitute for FORM PTO-1449		Attorney Docket Number 0104-0060 (ZM0618)		Customer No. 34086		
INFORMATION DISCLOSURE CITATION IN AN APPLICATION		First Named Inventor James E. Grimm		Application Number Concurrent		
(Use several sheets if necessary) Sheet <u>2</u> of <u>2</u>		Filing Date Concurrent		Group Art Unit N/A		Examiner N/A
<b>U.S. PATENT DOCUMENTS</b>						
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	5,230,338	7/27/1993	Allen et al.	600	429	4/22/1992
	5,007,936	4/16/1991	Woolson	128	898	2/18/1998
	4,759,350	7/26/1988	Dunn et al.	606	82	10/17/1986
	4,524,766	6/25/1985	Petersen	606	88	1/7/1982
<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>						
	NEXGEN COMPLETE KNEE SOLUTION, Intramedullary Instrumentation Surgical Technique, For The NexGen Cruciate Retaining & Legacy Posterior Stabilized Knee, Zimmer, Inc. 97-5973-102 Rev. 1 (1998)					
	NEXGEN COMPLETE KNEE SOLUTION, Posterior Reference, Multi-Referenced 4-in-1 Femoral Instrumentation; Posterior Reference Surgical Technique, For NexGen Cruciate Retaining & Legacy Posterior Stabilized Knees, Zimmer, Inc. 97-5973-402 Rev1 (1998)					
	NEXGEN COMPLETE KNEE SOLUTION, MICRO-MILL Instrumentation Surgical Technique, For The NexGen Cruciate Retaining & Legacy Posterior Stabilized Knee, Zimmer, Inc. 97-5224-03 Rev. 1(1999)					
	NEXGEN COMPLETE KNEE SOLUTION, Revision Instrumentation Surgical Technique for Legacy Knee Constrained Condylar Knee, Zimmer, Inc. 97-5994-202 (2001)					
	NEXGEN COMPLETE KNEE SOLUTION, Instrument Options, Surgeon-Specific, Zimmer, Inc. (believed to be at least as early as November 2001)					
	REVISION KNEE ARTHROPLASTY SURGICAL GUIDELINES, 2 <sup>nd</sup> Edition, by Kelly Vince, M.D., John Insall, M.D., Robert Booth, Jr., M.D. and Giles Scuderi, M.D., Zimmer, Inc. 97-5224-03 Rev. 1 (1999)					
	NEXGEN COMPLETE KNEE SOLUTION, Multi-Reference® 4-in-1 Femoral Instrumentation, Zimmer MIS™ Mini-Incision Surgical Technique For total Knee Arthroplasty, For NexGen Cruciate Retaining & Legacy® Posterior Stabilized Knees, Zimmer Inc. (2003)					
EXAMINER		DATE CONSIDERED				